GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

PS – PR&RD Department - Allegations of irregularities in execution of works of CC roads, taken up under MGNREGS programme for the financial year 2012-13 executed by the PRI Division, Srikakulam - Disciplinary proceedings against Sri Y.Balaraju, Deputy Executive Engineer, PRSD, Nellimarla, under Rule 20 of the Andhra Pradesh Civil Services (Classification, Control & Appeal) Rules, 1991 – Article of Charges – Orders - Issued.

- -

PANCHAYAT RAJ AND RURAL DEVELOPMENT (VIG.I) DEPARTMENT

G.O.RT.No. 542 **Dated: 31-05-2016**

Read:

1. Vigilance & Enforcement Department, Vigilance Report No.58 (C.No.481-4/V&E/E2/20132), Dt.25.07.2015.

***

ORDER:

It is proposed to hold an inquiry against Sri Y.Balaraju, Deputy Executive Engineer, PRSD, Nellimarla in accordance with the procedure laid down in Rule 20 of Andhra Pradesh Civil Services (CC&A) Rules, 1991.

2. The substance of the imputations of misconduct or misbehaviour in respect of which the inquiry is proposed to be held is set out in the enclosed statement of article of charges (Annexure-I and II). A list of documents by which, and a list of witnesses by whom, the articles of charge are proposed to be sustained are also enclosed (Annexure III and IV).

3. Sri Y.Balaraju, Deputy Executive Engineer, PRSD, Nellimarla, is directed to submit a Written statement of his defence within 10 days of the receipt of this order.

4. Sri Y.Balaraju, Deputy Executive Engineer, PRSD, Nellimarla, is informed that an inquiry will be held only in respect of those articles of charge as are not admitted. He, should, therefore, specifically admit or deny each article of charge.

5. Sri Y.Balaraju, Deputy Executive Engineer, PRSD, Nellimarla, is further informed that if he does not submit his written statement of defence on or before the date specified in para 3 above or otherwise fails or refuses to comply with the provisions of Rule 20 of Andhra Pradesh Civil Services (CC&A) Rules, 1991 or the orders/directions issued in pursuance of the said rules, the Inquiring Authority may hold the inquiry against him ex parte.

6. Attention of Sri Y.Balaraju, Deputy Executive Engineer, PRSD, Nellimarla, is invited to Rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964, under which no Government servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interest in respect of matter pertaining to his service under the Government. If any representation is received on his behalf from another person in respect of any matter dealt with these proceedings it will be presumed that Sri Y.Balaraju, Deputy Executive Engineer, PRSD, Nellimarla, is aware of such a representation and that it has been made at his instance and action will be taken against him for violation of rule 24 of Andhra Pradesh Civil Services(Conduct) Rules, 1964.

(Contd……)

7. The receipt of the order be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

Dr.K.S.JAWAHAR REDDY
PRINCIPAL SECRETARY TO GOVERNMENT (PR)

To
Sri Y.Balaraju, Deputy Executive Engineer, PRSD, Nellimarla, **through** Engineer-in-Chief, Panchayat Raj, Andhra Pradesh, Hyderabad.
The Engineer-in-Chief, Panchayat Raj, Andhra Pradesh, Hyderabad(with a request to serve the charges to the individual and furnish a served copy to Govt.,)
SF/SC.

//FORWARDED::BY::ORDER//

SECTION OFFICER

Annexure – I

Statement showing the article of charges framed against Sri Y.Balaraju, Deputy Executive Engineer, PR Sub-Division, Nellimarla

Charge-1

That Sri Y.Balaraju, Deputy Executive Engineer, PR Sub-Division, Nellimerla has involved in allegations of irregularities in execution of the work Construction of CC roads and Drains in HW Muktumpuram of Ranasthalam (M) est. rs.16.00 lakhs of PRI Sub-division, Etcherla. He executed CC Pavement with inferior quality in the works in deficiency in thickness infilling the sand underneath the CC Pavement and Bit 2 & 3 with deficiency in thickness due to which an amount of Rs.9,43,165/- is loss caused to Government funds.

By his above mentioned act, Sri Y.Balaraju, Deputy Executive Engineer, PRSD, Nellimarla failed to discharge his duties, lack of integrity, devotion to duty and conduct unbecoming of a Government Servant & thereby contravened Rules, 3(1) and 3(2) of APCS (Conduct) Rules, 1964.

Dr.K.S.JAWAHAR REDDY
PRINCIPAL SECRETARY TO GOVERNMENT (PR)

//FORWARDED::BY::ORDER//

SECTION OFFICER

ANNEXURE-II

Statement of imputations of misconduct in support of Article of Charges framed against Sri Y.Balaraju, Deputy Executive Engineer, PR Sub-Division, Nellimarla

The Vigilance & Enforcement Department vide their report No.58 (C.No.481-4/V&E/E2/2013), dt.25-07-2015 have informed that V&E officials verified the works of Cement Concrete Roads taken up under MGNREGS programme for the financial year 2012-13 in Srikakulam and Vizianagaram Districts.

Work No.3: Construction of CC road and drains in HW to Muktumpuram of Ranastalam (M) Est. Rs.16.00 Lakhs.

The work was administratively approved vide Rc.No.367/2012-13/EGS/E3, dt.27-01-2013 and technically sanctioned vide DR No.438/2012-13, dt.15-03-2013 for Rs.16.00 lakhs of the PRI Sub-Division, Etcherla under MGNREGS grant.

Findings of the V&E

1. Sand filling underneath the CC pavement was executed with deficiency in thickness and an amount of Rs. 59,121/- is proposed as recovery from the executing agency towards the deficiency.
2. The CC pavements in Bit 2 & 3 are executed with deficiency in thickness and an amount of Rs.8,84,044/- is proposed as recovery from the executing agency towards the deficiency.
3. The field officers have not conducted any QC tests before and after execution of the work to ascertain the strength of the CC pavement with M30 Grade.
4. The Executive Engineer, PRI, Srikakulam has not verified the strength of the CC pavement and not check measured the work before making payment.
5. Internal quality control wing, V&.QC, Srikakulam has not inspected the work till today though one year has lapsed after execution of CC pavement.

Recovery proposed

Name & Designation	Name of the work	Item proposed for recovery	Recovery Amount (Rs.)
Sri Y.Balaraju, DEE	Construction of CC road and drains in HW to Muktumpuram of Ranastalam (M) Est.Rs.16.00 lakhs	i. Thickness of pavement (deficiency more than 205)	8,84,044
		ii. Thickness of sand filling	59,121
		Sub-Total	**9,43,165**

The individual has deviated the office procedure for his personal gain and executed the work Construction of CC road and drains in HW to Muktumpuram of Ranastalam (M) Est.Rs.16.00 lakhs.

By his above mentioned act, Sri Y.Balaraju, Deputy Executive Engineer, PRSD, Nellimarla failed to discharge his duties, lack of integrity, devotion to duty and conduct unbecoming of a Government Servant & thereby contravened Rules, 3(1) and 3(2) of APCS (Conduct) Rules, 1964.

Dr.K.S.JAWAHAR REDDY
PRINCIPAL SECRETARY TO GOVERNMENT (PR)

//FORWARDED::BY::ORDER//

SECTION OFFICER

ANNEXURE – III

List of documents by which the articles of charges framed against Sri Y.Balaraju, Deputy Executive Engineer, PR Sub-Division, Nellimarla are proposed to be sustained.

Vigilance & Enforcement Department, Vigilance Report No.58 (C.No.481-4/V&E/E2/20132), Dt.25.07.2015.

Dr.K.S.JAWAHAR REDDY
PRINCIPAL SECRETARY TO GOVERNMENT (PR)

//FORWARDED::BY::ORDER//

SECTION OFFICER

ANNEXURE – IV

List of witnesses by whom the articles of charges framed against Sri Y.Balaraju, Deputy Executive Engineer, PR Sub-Division, Nellimarla are proposed to be sustained.

---Nil---

Dr.K.S.JAWAHAR REDDY
PRINCIPAL SECRETARY TO GOVERNMENT (PR)

//FORWARDED::BY::ORDER//

SECTION OFFICER